



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of: **Smith et al.**

Serial No.: 10/033,879

Filed: **December 19, 2001**

For: **Online, Safe Service Technique
for Automated Libraries**

§
§ Group Art Unit: **3652**
§
§ Examiner: **Unknown**
§
§ Attorney Docket No.: **00-073-TAP**
§

STATEMENT OF LACK OF DECEPTIVE INTENTION UNDER 37 C.F.R. 1.48

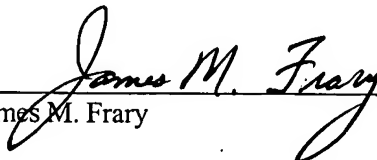
Assistant Commission of Patents
Washington, DC 20231

Sir:

I, James M. Frary, state the following:

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- (1) that I was employed by Storage Technology Corporation ("StorageTek") at the time the above-captioned patent application was filed;
- (2) that I was involved in the conception of the invention described;
- (3) that I was inadvertently left out of the original filing of the above-captioned patent application;
- (4) that I need to be added as an inventor to the above-captioned patent application;
and
- (5) that the error originally omitting me as an inventor occurred without any deceptive intent on my part or the part of the originally named inventors or any other person involved in the preparation and filing of the patent application.


James M. Frary



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Attorney Docket No.: **00-073-TAP**

Certificate of Mailing Under 37 C.F.R. § 1.8(a)

I hereby certify this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to:
Assistant Commissioner of Patents, Washington, D.C. 20231 on December 27, 2002

By:

KDouthitt
Krista Douthitt

WRITTEN CONSENT OF ASSIGNEE UNDER 37 C.F.R. 1.48

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

I, Timothy R. Schulte, am authorized to act on behalf of the assignee, Storage Technology Corporation ("StorageTek"). James M. Frary needs to be added as inventor to the above-referenced patent application. James M. Frary was inadvertently omitted from the original filing of the patent application.

Documentary evidence of a chain of title from the original inventors to StorageTek is recorded in the assignment records of the United States Patent and Trademark Office (reel 012448 and frame 0836).

Date:

Dec 11, 2002

Respectfully submitted,

Timothy R. Schulte

Timothy R. Schulte

Registration No. 29,013

STORAGE TECHNOLOGY CORPORATION

One StorageTek Drive

Louisville, Colorado 80028-4309

Telephone: (303) 673-5989

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By:

K. Douthitt

Krista Douthitt

TRANSMITTAL DOCUMENT

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

ENCLOSED HERewith:

- Petition for Amendment Under 37 C.F.R. 1.48(d);
- Statement of Lack of Deceptive Intention Under 37 C.F.R. 1.48 of James M. Frary;
- Declaration and Power of Attorney for Patent Application;
- Written Consent of Assignee Under 37 C.F.R. 1.48;
- Recordation Form PTO-1595;
- Assignment; and
- Our return postcard.

A fee of \$50.00 is believed to be necessary. Please charge this fee to Deposit Account No. 19-4545. No additional fees are believed to be necessary. If, however, any additional fees are required, I authorize the Commissioner to charge these additional fees which may be required to Deposit Account No. 19-4545. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to Deposit Account No. 19-4545.

Respectfully submitted,

Duke W. Yee
Duke W. Yee
Registration No. 34,285
CARSTENS, YEE & CAHOON, LLP
P.O. Box 802334
Dallas, Texas 75380
(972) 367-2001
ATTORNEY FOR APPLICANTS

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